
By: **Montgomery County Delegation and Prince George's County
Delegation**

Introduced and read first time: February 4, 2003

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland-National Capital Park and Planning Commission - Golf Courses -**
3 **Regulation, Management, and Operation**
4 **MC/PG 111-03**

5 FOR the purpose of providing that Maryland-National Capital Park and Planning
6 Commission regulations governing a Commission golf course located in both
7 Montgomery County and Prince George's County require the affirmative vote of
8 a majority of the Commission members only from the county in which the golf
9 course clubhouse is located; requiring the Prince George's County Planning
10 Board to manage and operate, or contract for the management and operation of,
11 a Commission golf course located in both Montgomery County and Prince
12 George's County under certain circumstances; making certain stylistic changes;
13 providing for the effective date of this Act; and generally relating to the
14 regulation, management, and operation of Maryland-National Capital Park and
15 Planning Commission golf courses.

16 BY repealing and reenacting, with amendments,
17 Article 28 - Maryland-National Capital Park and Planning Commission
18 Section 5-101(a) and 5-202
19 Annotated Code of Maryland
20 (1997 Replacement Volume and 2002 Supplement)

21 BY repealing and reenacting, without amendments,
22 Article 28 - Maryland-National Capital Park and Planning Commission
23 Section 5-201
24 Annotated Code of Maryland
25 (1997 Replacement Volume and 2002 Supplement)

26 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
27 MARYLAND, That the Laws of Maryland read as follows:

1 Article 28 - Maryland-National Capital Park and Planning Commission

2 5-101.

3 (a) (1) For the purpose of carrying out its general plans for the physical
4 development of the metropolitan district, or any part thereof, the Commission may
5 acquire land or other property located within the district for parks, parkways, forests,
6 streets, roads, boulevards, or other public ways, grounds, or spaces, by means of
7 donations, purchases, or condemnation.

8 (2) The Commission may improve and develop land or other property so
9 acquired by it for these purposes and has the control of the maintenance and
10 operation thereof.

11 (3) (I) [No] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS
12 PARAGRAPH, A general regulation governing these public ways, grounds, or open
13 spaces within either Montgomery or Prince George's County may NOT go into effect
14 unless and until it receives the affirmative vote of at least three members of the
15 Commission from that county.

16 (II) A REGULATION GOVERNING A COMMISSION GOLF COURSE
17 LOCATED IN BOTH MONTGOMERY COUNTY AND PRINCE GEORGE'S COUNTY MAY
18 TAKE EFFECT IF IT RECEIVES THE AFFIRMATIVE VOTE OF AT LEAST THREE
19 MEMBERS OF THE COMMISSION FROM THE COUNTY IN WHICH THE GOLF COURSE
20 CLUBHOUSE IS LOCATED, WITHOUT REGARD TO THE VOTE OF MEMBERS FROM THE
21 OTHER COUNTY.

22 5-201.

23 The Prince George's County Planning Board of the Maryland-National Capital
24 Park and Planning Commission (hereinafter referred to as the "Board") is responsible
25 for providing an adequate and balanced program of recreation to serve the varied
26 needs and interests of the several age groups among the residents of Prince George's
27 County, and to coordinate this program with the Commission's park functions.

28 5-202.

29 (A) The Board may initiate, adopt, conduct, direct, or cause to be conducted or
30 directed under its supervision a comprehensive program of recreation which may
31 include the operation and direction of games, sports, arts and crafts, hobby shops,
32 music, drama, dancing, nursery play, and whatever other physical, social, mental and
33 creative opportunities for leisure-time participation as the Board deems advisable to
34 offer in major recreation centers, playfields, athletic fields, playgrounds, tennis
35 courts, baseball diamonds, swimming pools, golf courses, community centers and
36 social centers in publicly or privately owned lands and buildings or other facilities
37 made available for these purposes, or over which the Board has sole or joint
38 jurisdiction; or on or in any land or buildings or other facilities of any municipality or
39 political subdivision within the county if it is requested of the Board by the
40 municipality or political subdivision.

1 (B) THE BOARD SHALL MANAGE AND OPERATE, OR CONTRACT FOR THE
2 MANAGEMENT AND OPERATION OF, A COMMISSION GOLF COURSE THAT IS LOCATED
3 IN BOTH MONTGOMERY COUNTY AND PRINCE GEORGE'S COUNTY IF THE GOLF
4 COURSE CLUBHOUSE IS LOCATED IN PRINCE GEORGE'S COUNTY.

5 (C) The Board may negotiate by contract with recreation or sports groups or
6 associations to incorporate the activities of the groups or associations into the
7 programs established by the Board under this subtitle.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
9 effect June 1, 2003.